



**CITY OF CEDAR PARK  
REGULAR SCHEDULED CITY COUNCIL MEETING  
CEDAR PARK CITY HALL - COUNCIL CHAMBERS  
450 CYPRESS CREEK BOULEVARD, BUILDING FOUR  
THURSDAY, SEPTEMBER 13, 2012 AT 6:30 P.M.**

Mayor Matt Powell  
Stephen Thomas, Council Place One  
Mitch Fuller, Council Place Two  
Scott Mitchell, Council Place Three

Mayor Pro Tem Tony Dale  
Lowell Moore, Council Place Four  
Don Tracy, Council Place Six  
Brenda Eivens, City Manager

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**AGENDA**

- A.1 CALL TO ORDER, QUORUM DETERMINED, MEETING DECLARED OPEN.
- A.2 Invocation. (3)
- A.3 Pledges of Allegiance. (U.S. and Texas)
- A.4 Presentation: A Proclamation Declaring September 19, 2012 As "Texting & Driving - It Can Wait Day" - Susan Merrick, AT&T.
- A.5 Citizens Communications. (Not For Items Listed On This Agenda. Three Minutes Each. No Deliberations With Council. Council May Respond With Factual Information)
- A.6 Mayor and Council Opening Comments.
- A.7 City Manager Report: Sara Wright, Police Department, Recipient Of The 2012 Telecommunications Professional Instructor Of The Year Award.
- A.8 City Manager Report: Review Of The July Monthly Financial Report - Joseph Gonzales, Finance Director.

*Any item on this posted agenda may be discussed in Executive Session provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.*

### **CONSENT AGENDA**

*Pursuant to Council Rule 2.3, the City Council Consent Agenda consists of all matters set forth on Agenda Items B, C, and D.*

- B.1 Approval Of City Council Minutes From The Regular Scheduled Meeting Of August 9, 2012.
- B.2 Receipt Of Minutes From The Cedar Park Community Development Corporation ("4B") Meeting Of July 10, 2012.
- B.3 Receipt Of Minutes From The Planning And Zoning Commission Meeting Of July 17, 2012.
- B.4 Receipt Of Minutes From The Tourism Advisory Board Meeting Of June 26, 2012.
- C.0 Second Reading And Approval Of Ordinance - No Items For Consideration.
- D.1 A Resolution Authorizing A Friday, October 26, 2012 Exception To The 11pm Noise Restriction Established By Code Of Ordinances Section 8.08.002 For The Purpose Of Allowing Hill Country Bible Church To Conduct Its Fifth Annual "Nightmare On Little Elm Street" High School Outreach Program.
- D.2 A Resolution Authorizing And Directing The City Manager To Accept The Office Of The Governor's Edward Byrne Memorial Justice Assistance Grant For State Fiscal Year 2013.
- D.3 A Resolution Authorizing And Directing The City Manager To Accept The Walmart Local Facility Grant From The Walmart Foundation For Fiscal Year 2013.
- D.4 A Resolution For City Acceptance Of Buttercup Creek Phase V Section 15 Subdivision Improvements.
- D.5 A Resolution Authorizing And Directing The City Manager To Execute A Change Order With Aaron Concrete Contractors, LP Under The Old 183 Waterline Improvements And 2012 Street Rehabilitation Project In The Amount Of \$83,675.
- D.6 A Resolution Authorizing And Directing The City Manager To Execute An Engineering Services Agreement With Carlson, Brigance & Doering, Inc. For The Spanish Oak Wastewater Interceptor.

### **PUBLIC HEARINGS**

- E.1 First Reading And Public Hearing For An Ordinance Amending The City Of Cedar Park Code Of Ordinances, Chapter 8 Offenses And Nuisances, Article 8.05 Junk Vehicles, To Clarify Language And Address Changes In Texas State Law.
- E.2 Second Reading And Public Hearing For An Ordinance Extending The 1987 Franchise Agreement With Texas Gas Service Company Formerly Known As Southern Union Gas Company.

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## **REGULAR AGENDA (NON-CONSENT)**

- F.0 Discussion And Possible Action:
- F.1 Final Reading/Public Hearing And Consideration To Approve An Ordinance Adopting A Municipal Operating Budget For The Fiscal Year Beginning October 1, 2012, And Ending September 30, 2013; Adopting A Municipal Capital Budget For The Fiscal Year Beginning October 1, 2012, And Ending September 30, 2013; Appropriating Funds In Accordance With The Budget; Providing For Effective Date And Ordaining Other Related Matters.
- F.2 Consideration To Ratify The Property Tax Revenue Increase Reflected In The Fiscal Year 2012–2013 Budget In Accordance With The Texas Local Government Code.
- F.3 Final Reading/Public Hearing And Consideration To Approve An Ordinance To Consider A Tax Rate Of \$0.493501; Increase The Total Tax Revenues Of The City Of Cedar Park; And Levy Taxes For The Fiscal Year 2012/2013.
- F.4 Consideration For The Approval Of A Resolution Authorizing And Directing The City Manager To Execute An Interlocal Cooperation Agreement Providing For The Release Of Extra Territorial Jurisdiction By The City Of Austin.
- F.5 Consideration For The Approval Of A Resolution Authorizing And Directing The City Manager To Execute A Contract With Aetna For Employee Group Medical Insurance And Dental Insurance.
- F.6 Discussion Of Mobile Communication Devices Usage. (Powell)
- F.7 Consideration To Appoint Council Representatives To Serve On An Annexation Sub-Committee.

## **EXECUTIVE SESSION**

*In accordance with Chapter 551, Government Code, Vernon's Texas Code Annotated (V.T.C.A.) (Open Meetings Law), "The City Council may meet in a Closed Executive Meeting pursuant to provisions of the Open Meetings Law, Chapter 551, Government Code, V.T.C.A. in accordance with the authority contained in the following sections":*

- G.0 Executive Session
- G.1 Section 551.071 Consultation With Attorney Concerning Legal Matters Covered By The Texas Disciplinary Rules Of Professional Conduct Of The State Bar Of Texas.
  - A. Legal Issues Concerning The Meet And Confer Agreement Between The City Of Cedar Park And The Cedar Park Professional Firefighters Association.

## **The Council Reconvenes into General Session.**

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## OPEN MEETING

*Reconvene into Open Meeting and consider action, if any, on items discussed in Executive Session.*

- H.0 Reconvene into Open Meeting and consider action, if any, on items discussed in Executive Session
- H.1 Mayor And Council Closing Comments.
- H.2 Adjournment.

*The above agenda schedule represents an estimate of the order for the indicated items and is subject to change at any time. All agenda items are subject to final action by the City Council. Separate agenda items may be combined and discussed together at the discretion of the Chair.*

*An unscheduled closed executive session may be held if the discussion of any of the above agenda items concerns the purchase, exchange, lease or value of real property; the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of a public officer or employee; the deployment or use of security personnel or equipment; or requires consultations with the City Attorney.*

*At the discretion of the City Council, non-agenda items under the headings of "Citizen Communications" may be presented to the Council for informational purposes; however, by law, the Council shall not discuss, deliberate or vote upon such matters except that a statement of specific factual information, a recitation of existing policy, and deliberations concerning the placing of the subject on a subsequent agenda may take place.*

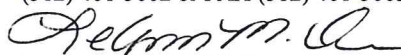
*The City Attorney has approved the Executive Session Items on this agenda.*

## CERTIFICATION

I certify that the above notice of the Regular Scheduled City Council Meeting of the City of Cedar Park, Texas was posted on the bulletin board of the City of Cedar Park City Hall, 450 Cypress Creek Road, Building Four, Cedar Park, Texas. This notice was posted on:

Date Posted: SEP 7 '12 PM 4:12  
Date Stamped (Month, Day, Year, AM/PM, Time)

The Cedar Park City Hall Council Chambers are wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretative services must be made 48 hours prior to this meeting. Please contact the City Secretary's Office at (512) 401-5002 or FAX (512) 401-5003 for further information.



LeAnn M. Quinn, TRMC  
City Secretary

Notice Removed: \_\_\_\_\_  
Date Stamped (Month, Day, Year, AM/PM, Time)

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